

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

BRIAN K. BOULB,

Plaintiff,

v.

Case No. 3:14-cv-00737-JPG

UNITED STATES OF AMERICA,

Defendant.

MEMORANDUM & ORDER

J. PHIL GILBERT, DISTRICT JUDGE

This matter comes before the Court on Brian Boulb's Motion for Resentencing and Appointment of Counsel. (Doc. 27.) Boulb's motion is not the proper vehicle to seek resentencing. If Boulb believes that the Court imposed his sentence in violation of the Constitution or laws of the United States, and he wishes to file another 28 U.S.C § 2255 petition, he must follow the second or successive motion requirements contained in the statute. Accordingly, the Court **DISMISSES** Boulb's motion.

IT IS SO ORDERED.

DATED: OCTOBER 31, 2017

s/ J. Phil Gilbert
J. PHIL GILBERT
DISTRICT JUDGE